

Case No. 07 CV 6211 (Scheindlin)

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Alan Newton,

Plaintiff,

v.

The City of New York, *et al.*,

Defendants.

**SUMMONS WITH PROOF  
OF SERVICE ON  
DEFENDANT CITY OF NEW  
YORK**

LAW OFFICE OF JOHN F. SCHUTTY P.C.

*Attorney for Plaintiff*

445 Park Avenue, 9<sup>th</sup> Floor  
Borough of Manhattan  
New York, New York 10022  
(212) 836-4796

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

ALAN NEWTON,

## SUMMONS IN A CIVIL CASE

V.

THE CITY OF NEW YORK, et al.  
 (See Attached Rider "A" for list of other  
 Defendants)

CASE NUMBER:

**07 CV 6211****JUDGE SCHEINDLIN**

TO: (Name and address of defendant)

The City of New York  
 c/o Comptroller of the City of New York  
 1 Centre Street  
 New York, NY 10007 (See Attached Rider "B" for list of other Defendants)

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

John F. Schutty, Esq.  
 Law Office of John F. Schutty, P.C.  
 445 Park Avenue, 9th Floor  
 New York, NY 10022

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

JUL 03 2007

CLERK

DATE

(BY) DEPUTY CLERK



ALAN NEWTON

Plaintiff(s)

Index # 07 CV 6211

- against -

THE CITY OF NEW YORK, ETAL.

Purchased July 3, 2007

Defendant(s)

AFFIDAVIT OF SERVICE

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

ANDERSON CHAN BEING DULY SURNED DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION, OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on July 10, 2007 at 10:29 AM at

C/O OFFICE OF THE CORPORATION COUNCIL  
100 CHURCH ST., 4TH FL  
NEW YORK, NY10007

deponent served the within SUMMONS AND COMPLAINT on THE CITY OF NEW YORK therein named,

CORPORATION a DOMESTIC corporation by delivering thereat a true copy of each to MADELYN SANTANA, LEGAL CLERK personally, deponent knew said corporation so served to be the corporation described in said SUMMONS AND COMPLAINT as said Defendant and knew said individual to be AUTHORIZED to accept thereof.

Deponent further states that he describes the person actually served as follows:

| Sex           | Skin Color   | Hair Color   | Age (Approx.) | Height (Approx.) | Weight (Approx) |
|---------------|--------------|--------------|---------------|------------------|-----------------|
| <u>FEMALE</u> | <u>BROWN</u> | <u>BLACK</u> | <u>40</u>     | <u>5'6</u>       | <u>120</u>      |

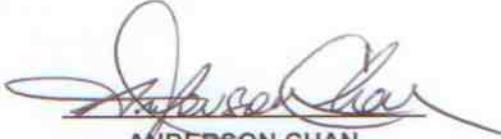
That at the time of such service deponent knew the person so served as aforesaid to be the same person mentioned and described as the Defendant in this action.

Sworn to me on: July 10, 2007

JOEL GRABER  
Notary Public, State of New York  
No. 02GR4699723  
Qualified in New York County  
Comm. Expires February 10, 2010

MICHAEL SMITH  
Notary Public, State of New York  
No. 01SM4987428  
Qualified in New York County  
Comm. Expires June 8, 2010

JONATHAN GRABER  
Notary Public, State of New York  
No. 01GR6156780  
Qualified in New York County  
Comm. Expires December 4, 2010

  
ANDERSON CHAN  
License #: 1220482  
Invoice #: 443784